

OFFICIAL

Docket No.: PF-0334-2 DIV

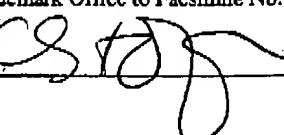
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CERTIFICATE OF TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the attention of Examiner Roark, Group Art Unit 1644, U.S. Patent and Trademark Office to Facsimile No. 703-746-5174 on the date shown below.

SignatureDateOctober 7, 2002**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Hillman et al.

Title: NEW PHOSPHATIDYLINOSITOL 4,5-BISPHOSPHATE 5-PHOSPHATASE

Serial No.: 09/892,287

Filing Date:

June 26, 2001

Examiner: Roark, J

Group Art Unit:

1644

Commissioner for Patents
Washington, D.C. 20231

**SUPPLEMENTAL PRELIMINARY AMENDMENT and RESPONSE TO RESTRICTION
REQUIREMENT UNDER 35 U.S.C. 121**

Sir:

This paper is responsive to a phone call from Examiner Roark on October 02, 2002. Examiner Roark advised that the amendment filed on July 22, 2002 was considered non-compliant, as it was alleged to not conform to the requirements of 37 CFR 1.121.

IN THE SPECIFICATION

Please replace the first paragraph on page 1 with the following rewritten paragraph:

This application is a divisional application of U.S. application serial number 09/258,643 filed on February 26, 1999, now U.S. Patent No. 6,277,373, which is a divisional application of U.S. application serial number 08/884,681 filed on June 27, 1997, now U.S. Patent No. 5,955,338, the contents all of which are hereby incorporated by reference.

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Oct. 7. 2002 5:00PM I TE LEGAL DEPT

No. 6574 P. 1/16

10/7/02 3hr



FAX

Legal Department
3160 Porter Drive
Palo Alto, CA 94304
(650) 855-0555
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DATE: October 7, 2002
TO: Examiner J. Roark
COMPANY: USPTO
FAX NO.: 703-746-5174
TELEPHONE NO.: 703-605-1209
FROM: Shirley Recipon
TELEPHONE NO.: (650) 621-8555
OUR REF. NO.: PF-0334-2 DIV
SERIAL NO.: 09/892,287
PAGES : 16

Re: Pursuant to your telephone conversation on October 2, 2002 attached is Supplemental Preliminary Amendment and Response to Restriction Requirement.

Second amendment/correction to claim 36.

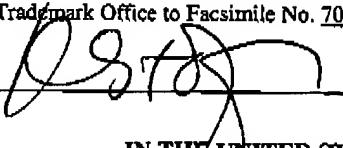
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Examiner: Roark, J Group Art Unit: 1644

 Commissioner for Patents
 Washington, D.C. 20231
TRANSMITTAL FEE SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

1. Facsimile Transmittal Sheet; and
2. Supplemental Preliminary Amendment and Response to Restriction Requirement (10 pp.);
3. Four (4) Corrected Figures as previously submitted (2A, 2B, 2C, and 2D).

The fee has been calculated as shown below.

Claims	Claims After Amendment	=	Claims Previously Paid For	Present Extra	Other Than Small Entity Rate	Fees	Additional Fee(s)
Total	17	-	20	0	x\$18.00	\$	0
Indep't.	1	-	3	0	x\$24.00	\$	0
First Presentation of Multiple Dependent Claims				+280.00		\$	0
				Total Fee:		\$	0

 No additional Fee is required.

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108.

Respectfully submitted,

INCYTE GENOMICS, INC.

Shirley A. Recipon

Reg. No. 47,016

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